PTO-1390 (Rev. 07-2005)

Approved for use through 3/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Ι.		IOMITTAL LETTED TO THE LIMITE	DOTATEO	ATTORNEY'S DOCKET N	IUMBER	
TRANSMITTAL LETTER TO THE UNITED STATES				095309.57255US		
DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371				U.S. APPLICATION NO. (If known, see 37 CFR 1.5)		
					10/563,579	
INTERNATIONAL APPLICATION NO.			INTERNATIONAL FILING DATE		PRIORITY DATE CLAIMED	
TITI F	OF IN	PCT/EP2004/007066	June 3	30, 2004	July 8, 2003	
''''	- 0		PERATING A DRIV	E TRAIN OF A MOTOR	VEHICLE	
APPL	ICANT(	(S) FOR DO/EO/US	D:-41144	10 -4 -1		
Anni	icant b	erewith submits to the United States Designa	Dieter HAN		itams and other information:	
					riterns and other information.	
1.		This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.  This is a SECOND or SUBSECUENT submission of items concerning a submission under 35 U.S.C. 371.				
2.	$\boxtimes$	This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.  This is an express request to begin noticed examination procedures (35 U.S.C. 3749). The submission must include items (5) (6) (0)				
3.	$\boxtimes$	This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.				
4.		The US has been elected (Article 31).				
5.		copy of the International Application as filed (35 U.S.C. 371(c)(2))				
		a. is attached hereto (required only	ly if not communicate	ed by the International B	ureau).	
		b. has been communicated by the	International Burea	ıu.		
		c. Is not required, as the application	on was filed in the U	Inited States Receiving C	Office (RO/US).	
6.		n English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).				
		a. is attached hereto.				
		b. has been previously submitted	under 35 U.S.C. 154	4(d)(4).		
7.		Amendments to the claims of the Internation	nal Application unde	er PCT Article 19 (35 U.S	S.C. 371(c)(3))	
		a. are attached hereto (required of	nly if not communicate	ated by the International	Bureau).	
ŀ		b. have been communicated by th	ie International Bure	eau.		
		c. have not been made; however,	the time limit for ma	aking such amendments	has NOT expired.	
		d. have not been made and will no	ot be made.			
8.		An English language translation of the ame	ndments to the clain	ns under PCT Article 19	(35 U.S.C. 371(c)(3)).	
9.	$\boxtimes$	An oath or declaration of the inventor(s) (35	declaration of the inventor(s) (35 U.S.C. 371(c)(4)) (One (1) page).			
10.	$\boxtimes$	An English language translation of the anne 371(c)(5)).	exes of the Internation	onal Preliminary Examina	ation Report under PCT Article 36 (35 U.S.C.	
	Items	s 11 to 20 below concern document(s) or i	information include	ed:		
11.	$\boxtimes$	An Information Disclosure Statement under dated March 22, 2004 including English Tra			(1) non US reference (German Search Report	
12.		An assignment document for recording. A s	separate cover shee	t in compliance with 37 C	CFR 3.28 and 3.31 is included.	
13.		A preliminary amendment.				
14.		An Application Data Sheet under 37 CFR 1.	.76.			
15.		A substitute specification.				
16.		A power of attorney and/or change of addre	ower of attorney and/or change of address letter.			
17.		A computer-readable form of the sequence	listing in accordance	e with PCT Rule 13ter.2	and 37 CFR 1.821- 1.825.	
18.		A second copy of the published International	al Application under	35 U.S.C. 154(d)(4).		
19.		A second copy of the English language tran	nstation of the interna	ational application under	35 U.S.C. 154(d)(4).	
20.	×	Other items or information: A copy of the	e Notification of Mis	sing Requirements dated	d April 3, 2006	

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mall Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO-1390 (Rev. 02-2005)

Approved for use through 3/31/2007. OMB 0651-0021 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. U.S. APPLICATION NO. (if known, see 37 CFR 1.5) INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NUMBER PCT/EP2004/007066 095309.57255US CALCULATIONS PTO USE ONLY The following fees have been submitted Basic national fee (37 C.F.R. §1.492(a)) ......\$300.00 21. \$ Examination fee (37 C.F.R. §1.492(c)) 22. If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy \$ All other situations.....\$200.00 Search fee (37 C.F.R. §1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority......\$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB ......\$400 All other situations... .....<u>\$</u>500 TOTAL OF 21, 22 AND 23 = \$ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. Number of each additional 50 or fraction RATE **Total Sheets** Extra Sheets thereof (round up to a whole number) \$ - 100 / 50 = x 250 Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest \$130.00 claimed priority date (37 CFR 1.492(h)). NUMBER FILED NUMBER EXTRA RATE **CLAIMS** - 20 50 \$ Total claims - 3 200 \$ Independent claims x \$ MULTIPLE DEPENDENT CLAIM(S) (if applicable) 360 **TOTAL OF ABOVE CALCULATIONS =** \$ Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½ SUBTOTAL = \$ Processing fee of \$130.00 for furnishing the English translation later than 30 months from the \$ earliest claimed priority date (37 CFR 1.492(i))..... **TOTAL NATIONAL FEE =** \$ Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be \$ accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property .. **TOTAL FEES ENCLOSED =** \$130.00 Amount to be refunded: Amount to be charged: A check in the amount of \$ to cover the above fees is enclosed. Please charge my Deposit Account No. 05-1323 (Attorney Docket No. 095309.57255US) in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 05-1323 (Attorney Docket No. 095309.57255US). Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be Included on this form. Provide credit card information and authorization on PTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status. dward SEND ALL CORRESPONDENCE TO: Crowell & Moring, LLP Intellectual Property Group SIGNATURE

P.O. Box 14300 Washington, D.C. 20044-4300

Tel. No. (202) 624-2500 Fax No. (202) 628-8844

<u>Gary R. Edwards</u> NAME 31.824 REGISTRATION NUMBER

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June 5, 2006 DATE

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## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO. 10/563,579 Dieter Hans 095309.57255US

INTERNATIONAL APPLICATION NO.

PCT/EP04/07066

23911 **CROWELL & MORING LLP** INTELLECTUAL PROPERTY GROUP P.O. BOX 14300 WASHINGTON, DC 20044-4300

I.A. FILING DATE PRIORITY DATE 06/30/2004 07/08/2003

**CONFIRMATION NO. 3749** 

**371 FORMALITIES LETTER** 

\*OC000000018438427\*

Date Mailed: 04/03/2006

MISSING REQ 6-3-06/0

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/06/2006 ....
- English Translation of the IA filed on 01/06/2006
- Copy of the International Search Report filed on 01/06/2006
- Copy of IPE Report filed on 01/06/2006
- Copy of Annexes to the IPER filed on 01/06/2006
- Preliminary Amendments filed on 03/08/2006
- Information Disclosure Statements filed on 01/06/2006
- Request for Immediate Examination filed on 01/06/2006
- U.S. Basic National Fees filed on 01/06/2006
- Substitute Specification filed on 03/08/2006
- Priority Documents filed on 01/06/2006
- Specification filed on 01/06/2006
- Claims filed on 01/06/2006
- Abstracts filed on 01/06/2006
- Drawings filed on 01/06/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath



or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

\$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

**VONDA M WALLACE** 

Telephone: (703) 308-9140 EXT 225

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.	
10/563,579	PCT/EP04/07066	095309.57255US	

FORM PCT/DO/EO/905 (371 Formalities Notice)